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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 MATTHEW OSPECK, an individual and
resident of California,

12 Plaintiff,

13 v.
14 SPEEDSTER MOTORCARS OF
15 CENTRAL FLORIDA, INC., a Florida
corporation; TODD BONTRAGER, an
16 individual and resident of Florida; TIM
DURHAM, an individual and resident of
17 Indiana; and OBSIDIAN
ENTERPRISES, INC., a Delaware
Corporations.

18 Defendants.
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Honorable Jeffrey S. White

Case No. C-04-1826-JSW

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21 [PROPOSED] ORDER GRANTING PLAINTIFF'S MOTION TO FILE UNDER
22 SEAL CERTAIN EXHIBITS IN SUPPORT OF ITS DISCOVERY REQUEST TO
SUPPORT ITS RULE 56(f) MOTION TO ADEQUATELY RESPOND TO DEFENDANTS'
23 MOTION FOR SUMMARY JUDGMENT TO DISMISS OBSIDIAN ENTERPRISE INC.
AND MOTION FOR SANCTIONS

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25 IT IS HEREBY ORDERED THAT:

26 Plaintiff's motion to file under seal certain documents listed below in support of its Rule
27 56(f) motion requesting discovery to adequately respond to Defendants' Motion for Summary
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1 Judgment to Dismiss Obsidian Enterprise Inc. and its Motion for Sanctions is granted. The
2 documents that may be filed under seal are:

3 Exh. D, Speedster Motorcars Document Production (hereinafter referred to as "SMDP") 82,
4 Speedster Motorcars of Central Florida, Inc. Subscription Agreement;

5 Exh. E, SM DP 116, Amended Revolving Credit Note agreed to between DC Investments LLC
6 and Speedster Motorcars of Central Florida, Inc.;

7 Exh. F, SM DP 191, Speedster Motorcars of Central Florida Inc. Subscription Agreement
8 subscribing stock to DC Investments LLC;

9 Exh. G, SM DP 193, Stock Purchase Agreement;

10 Exh. I, SM DP 261, Email from Jeff Osler to Todd Bontrager;

11 Exh. J, SM DP 265, Speedster Report dated February 19, 1994, from Todd Bontrager;

12 Exh. K, SM DP 289; Speedster Report dated May 25, 2004, from Todd Bontrager;

13 Exh. L, SM DP 294, Speedster Report dated July 9, 2004, from Todd Bontrager; and

14 Exh. M, SM DP 259, Email from Adam Dowe to Tim Durham, Terry Whitesell and Jeff Osler.

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20 Dated: January 19, 2006


21 Jeffrey S. White
22 Judge, U.S. District Court, Northern
23 District of California